

United States District Court  
Eastern District of California

John W. Stringer,

Petitioner,

vs.

Bernard Ellis, et al.,

Respondent.

No. Civ. S 05-0633 FCD PAN P

Order

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Petitioner, a federal prisoner convicted in the United States District Court, Middle District of Pennsylvania and serving a sentence at Taft Correctional Institution, filed this action under 28 U.S.C. § 2241, claiming his sentence is unconstitutional.

The court construes this action as a motion to vacate, set aside or correct petitioner's sentence pursuant to 28 U.S.C. § 2255. The motion should be heard in the sentencing court. Accordingly, the Clerk of the Court shall transfer this action to

1 the United States District Court, Middle District of  
2 Pennsylvania.

3 So ordered.

4 Dated: June 16, 2005.

5 /s/ Peter A. Nowinski

6 PETER A. NOWINSKI

7 Magistrate Judge  
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